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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR REFUND UNDER 37 CFR 1.26(a)

ATTN: MAIL STOP 16

APPLICANT:	Michael John Allen, et al	CONFIRMATION NO.: 9427
SERIAL NO.:	10/690,809	GROUP ART UNIT: 1744
FILED:	October 21, 2003	
TITLE:	NANOMOTION SENSING SYSTEM AND METHOD	

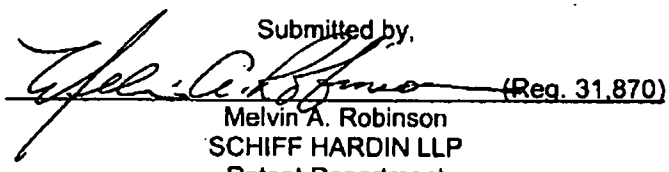
Mail Stop 16
Refunds Section of Receipts
Division of Office of Finance
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

S I R:

The Deposit Account (# 501519) for the undersigned counsel's law firm was charged $1,620.00 on September 3, 2009. The indicated fee code 1453 indicates that the charge is for a Petition to Revive an Unintentionally Abandoned Application as a large entity. Since this application is a Small Entity the correct fee code should have been 2453 and the amount charged to the above deposit account should have been $810.00.

Therefore, the above-mentioned deposit account has been incorrectly over-charged $810.00. This refund is requested to be effected by crediting Deposit Account No. 501519 in the amount of $810.00.

Submitted by,



(Reg. 31,870)

Melvin A. Robinson
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PETITION TO REVIVE

APPLICANT:	Michael J. Allen et al.	EXAMINER: Nathan Andrew Bowers
SERIAL NO.:	10/690,809	GROUP ART UNIT: 1744
FILING DATE:	October 21, 2003	CONFIRMATION NO.: 9427
INVENTION:	NANOMOTION SENSING SYSTEM AND METHOD	

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

Applicants respectfully request withdrawal of the abandonment of the above-identified application in accordance with 37 CFR §1.137(b). Enclosed herewith is (1) the reply required for the outstanding office action, (2) a check in the amount of $270 for the fee, (3) an updated power of attorney form, and (4) a statement as set forth below that the entire delay in filing which resulted in the abandonment was unavoidable.

In the alternative, if after consideration it is determined that the requirements for revival as an unavoidable abandonment have not been met, please consider this as a petition for revival due to unintentional delay.

Statement under 37 CFR §1.137(b)(3)

The present application was filed on October 21, 2003, by the law firm of Pillsbury Winthrop LLP, on behalf of the inventors Michael J. Allen and Lucien Ghislain. On April 5, 2004, an assignment of the inventors' interest in the patent application to Alegis Microsystems was recorded. A new power of attorney and revocation of prior powers signed by Michael J. Allen, an inventor and president of the assignee Alegis Microsystems was filed in September, 2005, giving power of attorney to James E. Eakin. This first revocation and power of attorney was accepted by the U.S. Patent and Trademark Office in October, 2005.

On August 22, 2007, a Request for Continued Examination and an Amendment were filed by Schiff Hardin LLP. A revocation and new power of attorney to Schiff Hardin LLP followed on November 9, 2007, signed by Mr. Allen, an inventor and the president of the assignee Alegis Microsystems .

Adjustment date: 02/04/2010 SDIRETA1
09/03/2009 CKHLOK 00000003 501519 10690809
01 FC:1453 1620.00 CR

09/03/2009 CKHLOK 00000003 501519 10690809
01 FC:1453 1620.00 DA

02/04/2010 SDIRETA1 00000003 501519 10690809

01 FC:2453 810.00 DA